

OPTIONAL TRANSMITTAL
For FY 2005
SEP 13 2005
MAIL STOP Amendment

TRADEMARKS claims small entity status. See 37 CFR 1.27

Total Amount Of Payment (\$ 120.00)

Complete If Known	
Application No.	10/643,878
Filing Date	August 20, 2003
First Named Inventor	Kevin T. Foley et al.
Examiner Name	Daniel J. Davis
Art Unit	3731
Attorney Docket No.	64118.000036

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (identify): _____

Deposit Account Deposit Account Number **50-0206** Deposit Account Name: **Hunton & Williams LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below. Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments.

FEE CALCULATION

1. BASIC FILING, SEARCH AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee(\$)	Small Entity Fee (\$)	Fee(\$)	Small Entity Fee (\$)	Fee(\$)	Small Entity Fee (\$)	Fees Paid (\$)
Utility	300.00	150.00	500.00	250.00	200.00	100.00	
Design	200.00	100.00	100.00	50.00	130.00	65.00	
Plant	200.00	100.00	300.00	150.00	160.00	80.00	
Reissue	300.00	150.00	500.00	250.00	600.00	300.00	
Provisional	200.00	100.00	0.00	0.00	0.00	0.00	

2. EXCESS CLAIMS FEES

For	Number Present	Highest Number Paid For	Extra	Small Entity Fee (\$)	Fees Paid (\$)
Total Claims	11	20	0x	50.00	25.00
Independent Claims	1	1	0x	200.00	100.00
Multiple Dependent Claim				360.00	180.00

Total Excess Claims Fees

3. APPLICATION SIZE FEE (if the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	No. of Each Additional 50 or Fraction Thereof	Fees (\$)	Small Entity Fee (\$)	Fees Paid (\$)
- 100 =	0 / 50 =	(round up to a whole number) x	250.00	125.00	

4. OTHER FEE(S)

Non-English Specification (no small entity discount)

Surcharge - late filing fee or oath

Surcharge - late provisional filing fee or cover sheet

One - Month Extension of Time 120.00

Submission of Information Disclosure Statement

Notice of Appeal

Request for Oral Hearing

Filing Brief in Support of Appeal

Filing Submission After Final Rejection

Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)

Design Issue Fee

Plant Issue Fee

Petition to Commissioner

Petition to Revive (Unavoidable)

Petition to Revive (Unintentional)

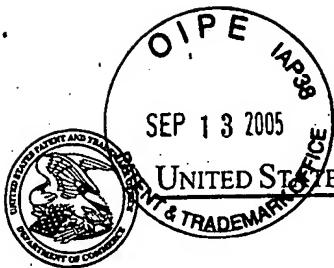
Petitions Related to Provisional Applications

Recording Each Patent Assignment Per Property

Other (specify) _____

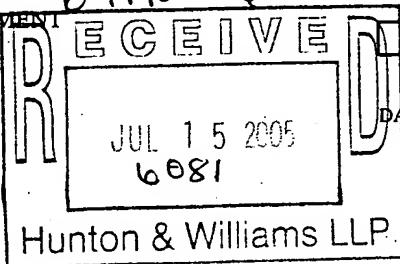
SUBMITTED BY

Signature		Registration No.	43,606	Telephone	202.955.1923
Typed or Printed Name	Ozzie A. Farres	Date	9/13/05		



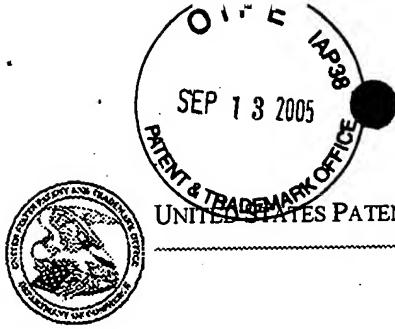
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/643,878	08/20/2003	Kevin T. Foley	2165.0010003	5214
21967	7590	07/13/2005	EXAMINER	
HUNTON & WILLIAMS LLP INTELLECTUAL PROPERTY DEPARTMENT 1900 K STREET, N.W. SUITE 1200 WASHINGTON, DC 20006-1109			DAVIS, DANIEL J	
 <i>Hunton & Williams LLP</i>			ART UNIT	PAPER NUMBER
			3731	
			DATE MAILED: 07/13/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

DOCKETED	7-15-05
ACTION CODE	Corrected Amendment
BASE DATE	7-13-05
DUE DATE	8-13-05
DEADLINE	1-13-06
ATTORNEYS	
INITIALS	*



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Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 07/06/05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. **Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.** 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

1. Amendments to the specification:
 A. Amended paragraph(s) do not include markings.
 B. New paragraph(s) should not be underlined.
 C. Other _____

2. Abstract:
 A. Not presented on a separate sheet. 37 CFR 1.72.
 B. Other _____

3. Amendments to the drawings: _____

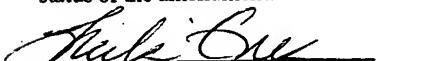
4. Amendments to the claims:
 A. A complete listing of all of the claims is not present.
 B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 D. The claims of this amendment paper have not been presented in ascending numerical order.
 E. Other: Claims 12-20 were cancel in amdt. 08/20/03 please correct.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preonnotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. **The period for response to a final rejection continues to run from the date set in the final rejection**, and is not affected by the non-compliant status of the amendment.


Sheila Green
Legal Instruments Examiner (LIE)

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Telephone No.